

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DARRIN JAY HOWARD,

Defendant.

Case No. CR20-211RSL

ORDER DENYING
REQUEST FOR EARLY
TERMINATION OF
SUPERVISED RELEASE

This matter comes before the Court on defendant's request for early termination of supervised release. Dkt. # 5.

On April 30, 2019, defendant pled guilty to assault of a spouse by suffocation, in violation of 18 U.S.C. § 1153 and § 113(a)(8). Dkt. # 2-1 at 2. On August 2, 2019, the U.S. District Court for the Eastern District of Washington sentenced defendant to fourteen months of imprisonment and three years of supervised release. Dkt. # 2-2. This Court accepted jurisdiction over defendant on November 30, 2020. Dkt. # 1. Defendant began his term of supervision on May 13, 2020, and it is set to expire on May 12, 2023. Dkt. # 5 at 1.

The Court "may, after considering the factors set forth in [18 U.S.C. § 3553(a)] . . . terminate a term of supervised release and discharge the defendant released at any time after the expiration of one year of supervised release . . . if it is satisfied that such action is warranted by the conduct of the defendant released and the interest of justice." 18 U.S.C. § 3583(e). The Court enjoys "discretion to consider a wide range of circumstances when determining whether

1 to grant early termination.” United States v. Emmett, 749 F.3d 817, 819 (9th Cir. 2014) (citing
2 United States v. Pregent, 190 F.3d 279, 283 (4th Cir. 1999)).

3 The Court is pleased to learn that defendant is doing well under supervised release and
4 commends defendant’s progress, in particular, his stable employment and focus on raising his
5 children. Considering, however, the benefit he is receiving from supervision, and defendant’s
6 history of violence, the Court finds that it would be premature to terminate his term of
7 supervised release. See 18 U.S.C. §§ 3583(e)(1), 3553(a). Accordingly, at this time, defendant’s
8 request for early termination of supervised release (Dkt. # 5) is DENIED. The Court encourages
9 defendant to remain violation-free, and the Court would consider a renewed request for early
10 termination on or after May 13, 2022.

11 IT IS SO ORDERED.

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13 DATED this 19th day of October, 2021.

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17 Robert S. Lasnik
18 United States District Judge
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